



GARY R. HERBERT
Governor

GREGORY S. BELL
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

Task: 5610

August 28, 2013

Certified Return Receipt
7010 2780 0002 7254 0838

Brett Bryson
Wasatch Mountain Excavating
905 North Main, Suite C3
North Salt Lake City, Utah 84054

Subject: Division Directive to Reclaim, Wasatch Mountain Excavating, Elite Rock West, S/049/0050, Utah County, Utah

Dear Mr. Bryson:

Based on the requirements of R647-3-113.5, the Division of Oil Gas and Mining requires reclamation of the Elite Rock West Mine. This rule allows the Division to require reclamation after a site has been inactive for five years, and the Division's records indicate the site has been inactive since July 2008 and probably earlier. **You are hereby directed to have all regrading and seeding work completed by September 30, 2013.**

The Division has received but two annual reports for this site, and permit fees have not been paid since 2008. Fees were also not paid in 2007 (\$750.00 past due). Failure to pay permit fees is cause for the Division to withdraw the Notice of Intention to Commence Small Mining Operations.

Failure to complete reclamation as required may result formal enforcement action and associated civil penalties (fines), and continued non-compliance may result in forfeiture of the reclamation surety together with assessment of the Division's costs, including attorney fees and costs of reclamation in excess of the surety. The rules allow the Division to collect these costs in court.

Please contact April Abate at 801-538-5214 or me at 801-538-5261 if you have questions or concerns about this letter. Thank you in advance for your cooperation.

Sincerely,

Paul B. Baker
Minerals Program Manager

PBB: eb

cc: Peggy Kelsey, Utah County

P:\GROUPS\MINERALS\WP\M049-Utah\S0490050-EliteRockWest\final\directive-reclamation-08282013.doc

